

Warrant # SW002018000 23

Cochise County Sheriff's Office
Affidavit For
Search Warrant

COUNTY OF COCHISE, STATE OF ARIZONA

In the Justice Precinct Number Two

STATE OF ARIZONA }

COUNTY OF COCHISE }

Your affiant, Louie Tartaglia, Jr, a peace officer in the State of Arizona, being first duly sworn, upon oath, deposes and says:

I

That on or about the 21st day of July 2018, in the City of McNeal, County of Cochise, State of Arizona, the crime of being ARS 13-3623.A Child Abuse, 13-3623.B Child Abuse, 13-1204.A2 Aggravated Assault, 13-1204.A4 Aggravated Assault, was committed by Brian Christopher Campbell in the manner following to wit: **Refer to Probable Cause Statement**

II

That your affiant has, probable and reasonable cause to believe that the said articles and property are described particularly as follows, to wit: Pink in color, Flashlight taser device (Approximately 12" in length & 1" in diameter)

REGULAR INFORMATION FORM

On 7-21-18 at approximately 1140 hours, your affiant fellow officer, Deputy J. Collins was dispatched to 4181 Double Adobe Rd located in McNeal, AZ reference to domestic violence. The caller, Monica Campbell, advised that her foster son [redacted] was threatening to kill her and her husband, Brian Campbell.

Upon his arrival, he entered the house and observed Brian laying on top of [redacted] while holding his head with his (Brian's) arm. As he approached [redacted] began reaching for him with his arm. Dep. Collins then grabbed [redacted] arm as Brian let go he rolled [redacted] on his stomach and secured his hands behind his back using handcuffs. As Dep. Collins escorted [redacted] outside to his patrol unit he stated, "Oh thank God your here; I don't want to be here anymore." He adjusted the handcuffs on [redacted] by placing his pinky finger between the handcuffs and wrist and finally double locked them.

Dep. Collins asked [redacted] what happened, and he told him that when he entered the house he noticed Monica was "giving him a dirty look." [redacted] said he then gave Monica a dirty look back. [redacted] stated that Monica then approached him and got in his face stating, "Do you have something to say?" [redacted] responded by saying, "Get the fuck out my face." [redacted] said that afterwards, Brian then hit him in the face throwing him onto the ground. [redacted] advised that as he tried to get Brian off him, Brian tased him. Dep. Collins asked [redacted] what he was tased by and he stated a flashlight taser. During his conversation with [redacted], he expressed that he did not want to be in the household with Brian or Monica.

After speaking with [redacted] Dep. Collins went inside the residence to speak with Monica and Brian. When he asked Monica and Brian what happened Monica advised him that when [redacted] entered the house he had an aggressive attitude. Monica stated that she then asked [redacted] "What?" and he began to make threats to her. Monica stated that when [redacted] began to threaten her, Brian then "took to the ground." Monica advised me that while Brian had [redacted] on the ground, began to make threats of killing everyone and calling them names. Monica stated that as [redacted] continued to fight with Brian, he had to use a flashlight taser to calm [redacted] down. Monica stated that after Brian tased [redacted] he stopped fighting Brian. Monica then stated that she called 911 and waited for a Deputy.

Because of a prior incident [DR#18-00502] with Brian, Monica, and [redacted] Dep. Collins remembered that there are multiple cameras installed inside the house. While speaking to Monica he observed the walls and ceiling of the living room and kitchen, observing a camera in the kitchen corner that was facing the living room. Dep. Collins asked Brian to show him the camera footage of the camera facing the living room.

Dep. Collins recorded the camera footage, with no audio, utilizing his work phone. He advised Brian to narrate what was happening in the video. When Brian started the playback of the video, Dep. Collins observed Monica standing closely in front of _____ and what appeared to be Brian hitting _____ in the head region.

As the video continued, _____ is grabbed by Brian as he falls on the couch behind him and is forced to the ground by Brian. Brian is then seen holding _____ on the floor. While recording this, Brian explains to Dep. Collins that _____ said something to Monica, but he didn't know what it was. Brian then said that he heard Monica ask _____ "What did you say?" Brian stated he heard respond by saying, "Get out of my face you fucking bitch." Brian stated that he saw _____ get into Monica's face and he then tried to separate _____ from Monica. Brian advised Dep. Collins that when he tried to separate _____ from Monica, _____ began to fight him, so he had to restrain _____ on the ground. Brian stated that while he restrained _____ on the ground, _____ was poking him in his face and trying to "jab" him with his hand. Brian then stated that _____ started cursing and yelling at everyone.

While watching the video Brian advised that he is restraining _____ for several minutes. Dep. Collins advised Brian to slowly fast forward the playback. Brian then explains that because _____ would not stop fighting him, he asked Monica to give him a flashlight taser. In the video, Dep. Collins observed Monica got a dark bag and pulled out a pink slender object, described by Brian as the flashlight taser. Dep. Collins observed Monica give the flashlight taser to Brian. Brian states that he then gave _____ several verbal warnings that if he didn't stop fighting him (Brian) would use the taser on _____. Brian then advised me that when _____ wouldn't stop he used the taser on him. In the video, Brian is seen holding the pink taser with his right hand. Brian is seen moving his hand, with the taser, to _____ arm. Dep. Collins then asked Brian why he punch _____ at the beginning of the video. Brian stated that he didn't know he hit _____. Dep. Collins advised Brian to replay the video from the beginning. Once Brian re-winded the video Dep. Collins observed several of the family members walking through the front door into the living room. The last two entering are _____ followed by Brian. _____ seen walking around everyone then standing while facing Monica. Monica is seen approaching _____ standing directly in his face. Afterwards, Brian is seen stepping closer to _____ from behind Monica. Dep. Collins then observed Brian, in the video, strike _____ in the head region with a closed fist. _____ is seen falling onto the couch where Brian then grabs him and restrains him on the ground.

Dep. Collins told Brian that what he witnessed was him striking [redacted] with a closed fist. Brian stated that he was trying to defend his family. Dep. Collins then asked Brian if he felt that it was necessary to use a closed fist against [redacted]. Brian replied, he was trying to grab [redacted] and was only trying to defend his family. Dep. Collins went outside to speak with [redacted] who stated that we should take him away or he would kill himself. Dep. Collins advised [redacted] that because of his statement he would call Nurse wise.

The video taken from Dep. Collins work cell phone was added as evidence. DCS was notified of the incident and advised they would investigate.

On 09/08/2018, a search warrant was executed at 4181 Double Adobe Rd., McNeal, AZ, listed on the search warrant specifically described as a digital video recording device. Upon serving the search warrant, the digital recording video device identified as a Lorex surveillance camera system hard drive was seized. It is believed that this same system captured and saved digital video and audio of the incident. The hard drive of the system was removed in order to have it scientifically examined for video evidence. Your affiant prays that a search warrant will be granted in order to obtain what your affiant believes is crucial evidence to this case.

SA Louie Tartaglia, Jr. #0905

Sergeant Louie Tartaglia, Jr.
Cochise County Sheriff's Office

SUBSCRIBED and SWORN to before me this 10th day of September, 2018.

Anna Tremain

JUDGE